

COUNCIL-MEETING MINUTES

Thursday, September 2, 2021, 7:00 p.m. – City Council Meeting

The meeting will be held in the Council room at Spring City Hall, 45 South 100 East, Spring City, Utah.

Attendees: Kim Crowley, recorder, Jan Miller, Jane Hawkes, Mike and Carla Nelson, Joe Fuchsel, Ashley Webb, Cheryl Bartholomew, John and Kimberly Stewart, Keith Coltharp, Ken Law, Justin Atkinson from Sunrise Engineering, Jim Fleming

Pledge of Allegiance: Council Member Anderson

Expression of Choice: Joe Fuchsel

Roll Call: Council Members Chris Anderson, George Kenzy, Craig Clark, Paul Penrod, Courtney Syme

Council Member Anderson: Planning & Zoning

Council Member Penrod motioned to approve April Cooley Home Business License. **Motion was seconded by Council Member Syme. All were in favor.**

Mayor and Council Member Department Reports

Council Member Kenzy stated that they have begun to work on getting a new backhoe. *Mike Black Deputy Treasurer* explained that he took on the task, asked by the mayor, to look at options in getting a new backhoe. The old backhoe is 20 years old and has about 6000 hours on it. We have some opportunities to use federal money to replace it. He has contracted one company that gave us some bids on what they thought it is worth and bids on what a replacement would be. He will be able to come to council next time with three to four bids. The backhoe now is at the point where it is going to start costing us money for repairs. It will be approximately \$100,000 to get a new one with 100 horsepower. There are different options like a lease, a buy back, a state contract where we rotate one every three years. We can sell the old machine for around \$40,000 or a trade in would be around \$21,000.

Council Member Syme a) stated that he is over the Fire and Police Departments. He started attending the weekly fire meetings and he is impressed as to what is going on with our Fire Department. We have 10 to 12 members who attends the meetings, and they know what needs to be done as far as our equipment. They know all the inventory that we need to be replaced with the Fire trucks. We had an actual life fire training and trained with fire extinguishers. His concern with the Fire Department is we need to provide them with the things they need to be efficient and safe. Some of the things that they want he will question. We usually have good years for wildfire participation, but this year has not been one of them, so they have not made that much money this year. **b)** His other responsibility is with law enforcement. He met with Kyle and talked about what he needs. He is needing a microphone in his Police truck so they will work on either repair or a new one. Radios are needed for the fire department as well as the police department. The county is upgrading their system and we need to keep up. **c)** He went to Planning and Zoning just to see what he can learn and be informed about our infrastructure.

Council Member Penrod stated that there were no issues with our culinary water.

Council Member Clark stated that the Newsletter went out today. There is a 9/11 service day project scheduled on Saturday, on Sept 11. It is a county wide project for anyone that wants to be involved and they are planning to clean the up highways. We have bought some more hot mix to continue to work on the roads.

Council Member Anderson stated that the preparedness group continues to be very active. They are doing skills classes and they will be having a constitution class in September. Spring City Arts is having their Plein Air painting competition this weekend. There will be 105 artists around the county that will be out and about. There will be a reception at 7:00 p.m. for approximately 400 painting that have been done.

Interlocal Cooperation Agreement, Resolution 2021-08

Council Member Anderson stated that Spring City has been selected to participate in a Interlocal Cooperation with the county and our Police Department. They are proposing a task force that the local communities can come together for major crime. The group would be directed by the county sheriff and the cities would still use their own police officers.

Council Member Syme explained that this is something we need to follow yearly and to donate to this cause per year as well. **Council Member Anderson** stated that it could last up to ten years. It makes sense to have the local communities working collaboratively. **Council Member Syme** stated having one Police Officer would not be sufficient if a major crime episode were to happen so having a task force would be most beneficial. People that are specialized in certain major crimes like the county would be a real help for our city and a backup for our Police Officer.

Council Member Kenzy motioned to approve the Interlocal Cooperation Agreement, Resolution 2021-8. **Motion was seconded by Council Member Penrod. All were in favor.**

Spring City Water/Wastewater Improvement Preliminary Engineering Report

Council Member Anderson explained that we are getting a funding application together which we will be working with the Department of Agriculture and Sunrise Engineering has agreed to help us with that project. *Justin Atkinson* from Sunrise Engineering stated that they were selected to do a master plan for city. From that plan they found some inefficiencies that need to be addressed. So, we looked at different funding options like CIB, Division of Drinking water, and USDA. After looking thought all those options USDA was the best option to use. We need to get an Environmental and engineering study for the application process to start. Last meeting, we discussed moving forward towards getting these studies. The funds would be available in November. We need to get these studies done before winter. To do these studies will cost around \$58,000. **Council Member Anderson** stated that we are looking at the government funds we will receive to use towards this. *Justin Atkinson* stated that the last discussion was that the city will put some money in and that it will be matched by the USDA grant we apply for. *John Stewart* asked if Sunrise did work on masterplan. Discussion was made around defining the deficiencies that were recognized by Sunrise Engineering and what the studies are for.

Council Member Kenzy motioned to approve the Spring City Water/Wastewater Improvement Preliminary Engineering Report. **Motion was seconded by Council Member Syme. All were in favor.**

Ratify Changes in Fire Restrictions

Council Member Anderson explained due to recent rain storms our fire restrictions have changed. Some of the restrictions were charcoal grills, barbecues, and backyard campfires have been lifted. **Council Member Syme** stated that the county and the Forest Service were the first to change the restrictions. The Manti Forest Service have lifted all the restrictions. He went over the changes in the restrictions which were: charcoal grills and barbecues were prohibited but now permitted. Backyard campfires were prohibited but now permitted. Fireworks, welding or grinding metal in areas of dry vegetation, burning of yard debris is still prohibited. Burn permits will not be issued until further notice. Best time to burn is when the snow is on the ground. There is memo posted on message board, website and in Newsletter from Fire Chief Clark Christensen.

Council Member Kenzy motioned to approve Changes in the Fire Restrictions. **Motion was seconded by Council Member Penrod. All were in favor.**

Sewer Hookup Ordinance within 300 Feet

Council Member Anderson stated that during Planning and Zoning it was talked about making up a draft ordinance to change the within 300 feet having to hook on to the sewer and adding a hook up feet. **Council Member Kenzy** stated in the wastewater master plan results we identified multiple coverage in the southeast corner. There are many septic tanks in that region that have the potential to contaminant our service and subservice water. Spring City code 10-6(a) -9 is the code that states that a person connects, installs sewer lines if your property is within 300 feet of the sewer main. That is fine for new development. Planning and Zoning wants not to change that part of the code but to add residents that have septic tanks already and have a newly constructed sewer pipe in front of home and within 300 feet will have a five-year waver to connect to the sewer system. This is just within city limits not buffer zone. The Krogue subdivision is a good example because the sewer will be within 300 feet of other properties in the Packard subdivision. **Council Member Anderson** state that this is just being discussed this evening and they will investigate making a draft ordinance for those changes.

Radio and Siren in Animal Control Truck

Council Member Syme stated that after talking with Fire Chief Clark Christenson he stated that the animal control truck is outfitted with radio and siren. He has consulted with Police Chief Kyle Adams and James Crowley, Animal Control

Officer and they felt that it would be alright to give to the Fire Department. It doesn't appear to be too hard to disconnect from the animal control truck and install in the Fire Department Truck.

Council Member Kenzy motioned to approve the removal of Radio and Siren in Animal Control Truck and transfer to Fire Department Truck. **Motion was seconded by Council Member Penrod. All were in favor.**

Jan Miller, Proposing a law regarding Residential Lighting

Council Member Anderson we have had discussion in the past about having some lighting ordinances in the city. Having an ordinance that address "Night Skies" where streetlights are pointing more downward so the skies at night could be seen more easily. *Jan Miller* stated he has been impacted negatively by a neighbor. High Intensity lights are directed towards his property. He is requesting that city council adopt an ordinance that will restrict lighting. He has spoken with Chief Adams who spoke with the city attorney, and they concluded that there were some holes in this situation that needs to be addressed. **Council Member Anderson** suggested that we might be able to do a survey as to what other towns are doing. **Council Member Kenzy** volunteered to investigate nuisance ordinances related to the light problem. He stated that Kent Kummer has already started putting streetlights in that face downward and not outward. **Council Member Syme** stated that at the Veterans Memorial that they are required to light up the flags. He is concerned about how it effects the neighbors. *Jan Miller* stated he needs a solution as soon as possible.

Public Comments

Jane Hawks stated that there is mass casualty event in Mt Pleasant on Sat the 25th, at the High School and they need volunteers to participate. *Joe Fuchsel* stated that he uses lights to walk back to his chicken coup and asked if that would be a problem. *Jan Miller* stated we are not talking about motion sensor lights that come on briefly or walking out into your field we are talking about lights beaming all night long. *Mike Nelson* stated that his street is dark, and it can be a safety issue. *Cheryl Bartholomew* stated that she feels this is a great thing to pursue thanked the council for addressing this. *Ken Law* stated that on October 14, at 7:00 o'clock is a meet the candidate night. *John Stewart* asked how far back the five-year waiting period will start. **Council Member Kenzy** stated went the ordinance becomes effective. Discussion was made around why Sunrise Engineering is doing the Water/Wastewater reports

Financial Report for August 2021

Council Member Kenzy motioned to approve Financial Report for August 2021. **Motion was seconded by Council Member Syme. All were in favor.**

Delinquent Account Exceptions

No Accounts came forward

Payment of Bills

Council Member Kenzy motioned to approve Payment of the Bills for August 2021. **Motion was seconded by Council Member Syme. All were in favor.**

Approval of Council Meeting Minutes

Council Member Penrod motioned to approve Special Council/Council Meeting Minutes for August 5, 2021. **Motion was seconded by Council Member Kenzy. All were in favor.**

Council Member Penrod motioned to approve Canvass and Work Meeting Minutes for August 18, 2021. **Motion was seconded by Council Member Kenzy. All were in favor.**

Council Member Kenzy motioned to approve the close of Council Meeting for September 2, 2021. **Motion was seconded by Council Member Syme. All were in favor.**

Adjourned at: 8:29



APPROVED



Spring City Fire Department

P.O. Box 189
45 South 100 East
Spring City, Utah 84662
(435)462-2244

8/27/2021

FIRE RESTRICTION CHANGE

Because of the recent storms, fire restrictions are changed to those listed below.

EFFECTIVE IMMEDIATELY:

1. The use of charcoal grills and barbecues is permitted.
2. Small backyard campfires for residential use are permitted.
3. Discharging or using any fireworks (including sparklers). Is still **prohibited**.
4. Cutting, welding or grinding metal in areas of dry vegetation. Is still **prohibited**.
5. Burn permits **will not** be issued until further notice. The burning of yard debris, branches, tree limbs, leaves, and grass is still **prohibited**.
6. Smoking restrictions are lifted. But, caution is still advised with any lighted material.

Please maintain a water supply from a garden hose or have other means of fire suppression when having cookouts or a campfire in your back yard. Also, please maintain a 25 foot distance from anything combustible. **Be cautious if wind is present.** If wind is present I would recommend that you do not have a fire. The embers can travel a significant distance and start fires when it is least expected. Remember you may be civilly or criminally responsible if your carelessness causes a fire. Utah Code 76-6-104 (Reckless burning)

Clarke Christensen
Fire Chief, Spring City Utah
435-262-6331



25 East 500 North, Fillmore, Utah 84631
TEL 435.743.6151 | FAX 435.743.7900

August 26, 2021

Mayor Cynthia DeGrey
Spring City
45 S. 100 E.
Spring City, UT 84662

Subject: Spring City Water and Wastewater Improvements Projects - USDA-RD PER and ER Proposal

Dear Mayor DeGrey,

I appreciate the opportunity to assist Spring City with the preparation of a funding application to USDA-Rural Development for a culinary water improvements project and for a wastewater improvements project. As we have discussed previously, the application process includes the preparation of a Preliminary Engineering Report (PER) and an Environmental Report (ER) that are submitted as part of the applications. The scope and proposed compensation for these reports are summarized as follows.

SCOPE OF WORK

1. Preliminary Engineering Reports (PER): Sunrise will provide the following services for each project (water and wastewater) related to the preparation of the PERs:
 - a. Consult with the City to define and clarify the City's requirements for the projects. It is anticipated that the project requirements will generally be based on the findings and recommendations of the 2020 Culinary Water Master Plan and the 2020 Wastewater Master Plan and subsequent sewer system expansion analysis.
 - b. Identify, consult with, and analyze requirements of regulatory authorities having jurisdiction to approve the portions of the Project designed or specified by Sunrise, including but not limited to mitigating measures identified in the Environmental Report.
 - c. Identify and evaluate a minimum of two alternate solutions available to the City, and after consultation with the City, recommend to the City those solutions which best meet the City's requirements for the project.
 - d. Prepare the components of the PERs in accordance with the requirements of USDA-RD, including the preparation of schematic layouts, conceptual design criteria, and exhibits to indicate Project requirements. For each recommended solution, Sunrise will provide opinions of probable construction costs, allowances for contingencies, estimated costs of design, permitting, and related professional services, and a summary of allowances for other items and services included within the total project costs.

2. Environmental Reports: Sunrise will provide the following services for each project related to the preparation of the Environmental Reports (ER):
 - a. Consultation and Coordination with Regulatory Agencies - Agency consultation will be performed by sending scoping letters to identify any issues associated with the proposed project.
 - b. Site Visit and Data Collection – A site visit to the project area will be performed and photographs will be taken. To complete the ER, published and unpublished (if available) general information regarding geology, topography, soil and other resources in the project area will be collected from different sources.
 - c. Biological Survey - A search of the database administered by the U.S. Fish and Wildlife Service (USFWS) will be performed to identify if any special status species are present in the project area. The site visit as part of Task 2 will provide the information necessary to determine if suitable habitat for the three species and/or wetlands are present. If present, a biological survey and/or wetland delineation will be required, and may be provided by Sunrise as an additional service. Since the project is within a developed area, a biological survey may not be required.
 - d. Cultural Resources Survey – Since the proposed construction activities will occur within an existing road ROW, a cultural survey may not be required. If it is found that a cultural resource survey is required, Sunrise may provide this as an additional service at the request of the City.
 - e. Preparation of Environmental Reports - An ER report will be prepared for each project to address the issues associated with the projects in accordance with NEPA and other relevant federal, state and local requirements. Mitigation measures will be prepared for each identified significant impact to reduce the potential impacts to a less-than-significant level, if possible.

After the ER reports are complete, they will be submitted to Rural Development for review. It is possible that the ER may need to be converted to an Environmental Assessment (EA) after Rural Development completes their review. If so, once the ER is converted to an EA, Rural Development will prepare a Finding of No Significant Impact (FONSI) to complete the NEPA process for the project.

3. USDA-RD Application & Administration – Sunrise will assist Spring City with the USDA-RD application process, to include assisting the City with obtaining the necessary application system logins, entering the application information for the City's review, coordinating with USDA-RD staff as necessary, and providing general administrative consultation throughout this process.

COMPENSATION

The cost to complete the services described above are summarized as follows:

COMPENSATION SUMMARY			
Item	Description	Fee	Fee Type
1	Culinary Water PER	\$15,000	Lump Sum
2	Wastewater PER	\$15,000	Lump Sum
3	Culinary Water ER	\$12,000	Lump Sum
4	Wastewater ER	\$12,000	Lump Sum
5	USDA-RD Application & Administration Services	\$4,000	T&M
	Total	\$58,000	

*The compensation amounts in this table assume that the water and wastewater reports will be completed concurrently

Please do not hesitate to contact me with any questions that you might have related to this proposal at 435-743-6151 or jralphs@sunrise-eng.com.

Sincerely,



Jesse Ralphs, P.E.
Sunrise Engineering